

MUNGER, TOLLES & OLSON LLP

355 SOUTH GRAND AVENUE
THIRTY-FIFTH FLOOR
LOS ANGELES, CALIFORNIA 90071-1560
TELEPHONE (213) 683-9100
FACSIMILE (213) 687-3702

560 MISSION STREET
SAN FRANCISCO, CALIFORNIA 94105-2907
TELEPHONE (415) 512-4000
FACSIMILE (415) 512-4077

December 11, 2012

RONALD L. OLSON¹
ROBERT E. DENHAM
JEFFREY I. WEINBERGER
CARY B. LERMAN
CHARLES D. SIEGAL
GREGORY P. STONE
BRAD D. BRIAN
BRADLEY S. PHILLIPS
GEORGE M. GARVEY
WILLIAM D. TENKO
ROBERT B. KHAUSS
STEPHEN M. KRISTOVICH
JOHN W. SPIEGEL
TERRY E. SANCHEZ
STEVEN M. PERRY
MARK B. HELM
JOSEPH D. LEE
MICHAEL R. DOYEN
MICHAEL E. SOLOFF
GREGORY D. PHILLIPS
LAWRENCE C. BARTH
KATHLEEN M. McDOWELL
GLENN D. POMERANTZ
THOMAS B. WALPER
RONALD C. HAUSMANN
PATRICK J. CAFFERTY, JR.
JAY M. FUJITANI
O'MALLEY M. MILLER
SANDRA A. SEVILLE-JONES
MARK H. EPSTEIN
HENRY WEISSMANN
KEVIN S. ALLRED
BART H. WILLIAMS
JEFFREY A. HEINTZ
JUDITH T. KITANO
KRISTIN LINSLEY MYLES
MARC T.G. DWORSKY
JEROME C. ROTH
STEPHEN D. ROSE
GARTH T. VINCENT
TED DANE
STUART N. SENATOR
MARTIN D. BERN
DANIEL P. COLLINS

ROBERT L. DELL ANGELO
BRUCE A. ABBOTT
JONATHAN E. ALTMAN
MARY ANN TODD
MICHAEL J. O'SULLIVAN
KELLY M. KLAUS
DAVID B. GOLDMAN
KEVIN S. MASUDA
HOJON HWANG
DAVID C. DINIELLI
PETER A. DETRE
CARL H. MOOR
DAVID H. FRY
LISA J. DEMSKY
MALCOLM A. HEINICKE
GREGORY J. WEINGART
TAMERLIN J. GODLEY
JAMES C. RUTTEN
RICHARD ST. JOHN
ROHIT K. SINGLA
LUIS LI
CAROLYN HOECKER LUEDTKE
C. DAVID LEE
MARK H. KIM
BRETT J. RODDA
SEAN ESKOVITZ
FRED A. ROWLEY, JR.
KATHERINE M. FORSTER
BLANCA FROMM YOUNG
RANDALL G. SOMMER
MARIA SEFERIAN
MANUEL F. CACHAN
ROSEMARIE T. RING
JOSEPH J. YBARRA
KATHERINE K. HUANG
MICHELLE T. FRIEDLAND
TODD J. ROSEN
TRUC T. DO
MELINDA EADES LEMOINE
SETH GOLDMAN
GRANT A. DAVIS-DENNY
JONATHAN H. BLAVIN
JOHN B. OWENS
SUSAN R. SZABO

LIKA C. MIYAKE
HAILYN J. CHEN
BRAD SCHNEIDER
MIRIAM KIM
MISTY M. SANFORD
KATHERINE KU
KIMBERLY A. CHI
DEREK J. KAUFMAN
BETHANY W. KRISTOVICH
BENJAMIN W. HOWELL
JACOB S. KREIKAMP
ERIC P. TUTTLE
HEATHER E. TAKAHASHI
KEITH R.D. HAMILTON, II
SORAYA C. KELLY
PATRICK ANDERSON
JEFFREY Y. WU
M. LANCE JASPER
ALISSA BRANHAM
ADAM R. LAWTON
AVI BRAZ
PUNEET K. SANDHU
DAVID C. LACHMAN
JENNY H. HONG
AARON SEIJI LOWENSTEIN
LAURA D. SMOLOWE
LEO GOLDBARD
MATTHEW A. MACDONALD
MARGARET G. ZIEGLER
ESTHER H. SUNG
BENJAMIN J. MARO
RENEE DELPHIN-RODRIGUEZ
MICHAEL J. MONGAN
KATHRYN A. EIDMANN
JOEL M. PURLES
KYLE A. CASAZZA
AARON GREENE LEIDERMAN
ERIN J. COX
CLAIRE YAN
DAVID H. PENNINGTON
BRAM ALDEN
MARK R. SAYSON
JOHN M. RAPPAPORT

DAVID C. THOMPSON
ANNE HENRY LEE
MATTHEW M. STEINBERG
CHRISTIAN K. WREDE
PETER E. GRATZINGER
ANJAN CHOUDHURY
JEREMY A. LAWRENCE
BENJAMIN E. FRIEDMAN
CHRISTOPHER M. LYNCH
RAY S. SEILIE
NICHOLAS C. SOLTMAN
ADAM I. KAPLAN
AMELIA L.B. SARGENT
KENNETH M. JAMISON
BRYAN H. HECKENLIVELY
LAURA WIRTH
JASMINE M. ROBERTS
JENNIFER A. JONES
LAURA K. SULLIVAN
KYLE W. MACH
JEFFREY M. OSOFSKY
ENRIQUE R. SCHAEFER
GREGORY M. SERGI
ACHYUT J. PHADKE

OF COUNSEL
RICHARD D. ESBENSHADE¹
ROBERT K. JOHNSON¹
ALAN V. FRIEDMAN¹
RICHARD S. VOLPERT
RONALD K. MEYER
RICHARD E. DROOYAN
ALLISON B. STEIN
ALLEN M. KATZ
WILLIANA CHANG
DANIEL B. LEVIN

E. LEROY TOLLES
(922-2008)

¹A PROFESSIONAL CORPORATION

Honorable Ronald M. Whyte
United States District Judge
United States District Court
for the Northern District of California
280 South First Street
San Jose, California 95113

Re: *SK Hynix Semiconductor Inc., et al. v. Rambus Inc.*, United States
District Court, Northern District of California, Case No. CV-00-20905
RMW

Dear Judge Whyte:

I write to respond briefly to Mr. Nissly's letter of last evening. As you will have noted, a number of the filings addressing what a RAND royalty would be have been filed under seal. It thus would be easier if the argument on that particular question were to be conducted in a closed courtroom. However, if you prefer that the argument be held in open court, we will be able to structure our argument so as not to disclose any information designated at any level of confidentiality under the extant Protective Orders.

We understand that the Court's current schedule will allow approximately two and one-half hours for argument on the various matters set for hearing on December 19. We have planned our argument accordingly, and expected to start with the RAND issues. Regardless of the order for the argument, we believe it can be completed in the time that you have set aside. If there are some of the matters on which you do not feel you will need argument, we could further refine our argument to address only those matters on which you feel oral argument will be helpful.

WRITER'S DIRECT LINE
(213) 683-9255
(213) 683-5155 FAX
Gregory.Stone@mto.com

MUNGER, TOLLES & OLSON LLP

Hon. Ronald M. Whyte

December 11, 2012

Page 2

If you would prefer to schedule some additional time for argument, we can be available on the morning of December 20. However, prior commitments on December 18 and a hearing in federal court in San Francisco at 1:30 p.m. on December 20 limit our availability.

Please do not hesitate to contact me in advance of the hearing if I can provide any additional information that would be helpful to the Court.

Sincerely,

/s/ Gregory P. Stone

Gregory P. Stone

GPS:ath

cc: All Counsel on ECF Service List (via E-file)